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Our Reference: ENL-350-A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy Alan Gibbs  
Serial Number: 10/526,726  
Filing Date: March 04, 2005  
Examiner/Art Group Unit: Unknown/Unknown  
Title: AMPHIBIOUS VEHICLE

**REQUEST FOR REFUND**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The Applicant respectfully requests a refund to Deposit Account Number 25-0115 of the amount \$250.00. It is believed that United States Patent and Trademark Office mistakenly charged the aforementioned Deposit Account for claims over 20. However, at the time of filing the subject patent application, a Preliminary Amendment was filed eliminating all but one multiple dependent claim (claim 26, which claims dependency from claims 24 and 25). Therefore, there is only one (1) extra claim over 20 that was not previously paid for at the time of filing the subject application.

Enclosed are copies of the Patent Application Transmittal Form indicating an accompanying Preliminary Amendment, the Preliminary Amendment as filed with the subject patent application on March 4, 2005. In addition, a copy of the Deposit Account Statement dated July 2005 is also enclosed with the requested refund amount circled on page 3 of 3.

Respectfully submitted,

YOUNG & BASILE, P.C.

*Darlene P. Condra*  
Darlene P. Condra  
Attorney for Applicant(s)  
Registration No. 37113  
(248) 649-3333

3001 West Big Beaver Rd., Suite 624  
Troy, Michigan 48084-3107  
Dated: October 12, 2005  
DPC/dge

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy Alan Gibbs  
Serial Number: 10/526,726  
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Title: AMPHIBIOUS VEHICLE

CERTIFICATE OF MAILING AND TRANSMITTAL LETTER

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted with this document is a Postcard; a Request for Refund; a copy of the Patent Application Transmittal Form PTO 1390 and a copy of the Preliminary Amendment filed with the application; and a copy of the Deposit Account Statement (page 3 of 3) dated July 2005 for the above-identified application.

- ☒ No additional fee is required.
- ☒ Please charge any deficiency or credit any excess in the enclosed fees to Deposit Account Number 25-0115.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on **October 12, 2005**.

Respectfully submitted,

YOUNG & BASILE, P.C.

*Darlene P. Condra*

Darlene P. Condra  
Attorney for Applicant(s)  
Registration No. 37113  
(248) 649-3333

3001 West Big Beaver Rd., Suite 624  
Troy, Michigan 48084-3107  
DPC/dge

455.00  
Claims Fee

Refund  
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215-25-1250

Refund  
Requested  
DFB'S

07/22	5	10526726	SNL 350 A	2616	\$180.00	\$11,690.68
07/22	6	10526726	SNL 350 A	2615	<del>(\$275.00)</del>	<del>\$11,415.68</del>
07/22	7	09997018	PRW-100-A	2201	\$300.00	\$11,115.68
07/22	232	60578522	SHN 110 A	8021	\$40.00	\$11,075.68
07/22	296	76542484	DHD-216-TM	7004	\$150.00	\$10,925.68
07/22	325	10521497	SHN 121 A	8021	\$40.00	\$10,885.68
07/25	34	10653005	VWS-560-A	1251	\$120.00	\$10,765.68
07/25	35	10653005	VWS-560-A	1801	\$790.00	\$9,975.68
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07/27	115	75531224	KII-100	8521	\$40.00	\$15,955.68
07/27	118	78296510	FJF-102-TM	7003	\$100.00	\$15,855.68
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07/28	107	29221827	ARL-102-A-DESIGN	2051	\$65.00	\$14,905.68
07/28	108	PCT/US05/25749	HIA-100-B-PCT	1703	\$13.00	\$14,892.68
07/28	108	29221827	ARL-102-A-DESIGN	2253	\$510.00	\$14,382.68
07/28	109	PCT/US05/25749	HIA-100-B-PCT	8007	\$20.00	\$14,362.68
07/28	114	11190026	RHB-100-A	9204	\$300.00	\$14,062.68
07/29	140	78352404	PTC313TM	7003	\$100.00	\$14,562.68
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07/29	240	10508772	SPM-378-A	8021	\$40.00	\$14,482.68
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07/29	1291	1908171	HST-102-TM	7201	\$400.00	\$13,982.68

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$10,882.68	\$22,900.00	\$26,000.00	\$13,982.68

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July 2005

Acct 250115

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER ENL-350-A
INTERNATIONAL APPLICATION NO. PCT/GB2004/003069	INTERNATIONAL FILING DATE 15 July 2004	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
TITLE OF INVENTION AMPHIBIOUS VEHICLE		PRIORITY DATE CLAIMED 25 July 2003
APPLICANT(S) FOR DO/EO/US Alan Timothy Gibbs		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p style="margin-left: 40px;">a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> is attached hereto.</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 40px;">d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p>Items 11 to 20 below concern document(s) or information included:</p> <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input checked="" type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: a red-lined specification</p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) PCT/GB2004/003069		INTERNATIONAL APPLICATION NO. PCT/GB2004/003069		ATTORNEY'S DOCKET NUMBER ENL-350-A	
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee..... \$300				\$	300.00
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations..... \$200				\$	200.00
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500				\$	500.00
TOTAL OF 21, 22 and 23 =				\$	1,000.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	30 - 20 =	10	x \$ 50	\$	500.00
Independent claims	1 - 3 =		x \$200	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	1,500.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					750.00
SUBTOTAL =				\$	750.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$	750.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	750.00
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>750.00</u> to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>25-0115</u> . A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Darlene P. Condra YOUNG & BASILE, P.C. 3001 W. Big Beaver Road Suite 624 Troy, MI 48084			SIGNATURE Darlene P. Condra NAME 37113 REGISTRATION NUMBER		